



COUNTY OF LOS ANGELES  
DEPARTMENT OF HEALTH SERVICES  
**Public Health**

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June 16, 2006

TO: Richard Espinosa, Deputy  
Fourth Supervisorial District

FROM: Patrick L. Ogawa, Director  
Alcohol and Drug Program Administration

SUBJECT: STATE LEGISLATIVE REPORT

Attached for your reference is the quarterly State legislative report that the Alcohol and Drug Program Administration prepared for the Narcotics and Dangerous Drugs Commission and the Commission on Alcoholism. The report includes miscellaneous bills of interest and their status as of June 14, 2006.

If you have any questions or need additional clarification, please let me know.

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Attachment

c: Bruce A. Chernoff, M.D.  
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ALCOHOL AND DRUG PROGRAM ADMINISTRATION  
STATUS - BILLS OF INTEREST  
2005-2006 STATE LEGISLATIVE SESSION  
(As of June 14, 2006)

BILL	AUTHOR	SUMMARY	STATUS	POSITION
AB 36 (Amended on 6/13/06)	Strickland	Would require the State Department of Alcohol and Drug Programs to administer the licensure, certification, and regulation of adult recovery maintenance facilities; delete the prohibition against levying licensure/certification fees for nonprofit organizations or local government entities.	Senate Rules	Based on similar provisions in AB 926 - <u>Support:</u> Calif. Assoc. of Addiction Recovery Resources, Community Social Model Advocates, Tulare County Alcoholism Council. <u>Oppose:</u> None identified. <u>ADPA Recommended Position:</u> None taken.
AB 104 (Amended on 6/23/05)	Bass	Would make revisions to the Substance Abuse and Crime Prevention Act of 2000 (SACPA) to, among other things, include legislative intent to fund SACPA in the annual Budget Act; authorize the court to order up to 2 six-month extensions of treatment services; require drug testing as a condition of probation; and authorize the court to impose limited sanctions, including incarceration as a motivation tool to enhance treatment compliance.	Senate Public Safety - DEAD	<u>Support:</u> Calif. Medical Assoc., CSAC, Calif. Public Defenders' Assoc., Chief Probation Officers Assoc., Calif. Judges Assoc. <u>Oppose:</u> Drug Policy Alliance; Calif. Society of Addiction Medicine. <u>ADPA Recommended Position:</u> None taken.
AB 631 (Amended on 5/26/05)	Leno	Would require the State Department of Alcohol and Drug Programs to establish a program for the operation and regulation of mobile narcotic treatment programs; require a mobile treatment program to hold a primary narcotic treatment program license or to be affiliated and associated with a primary licensed narcotic treatment program.	Senate Approp.	<u>Support:</u> San Francisco City and County (sponsor), Calif. Medical Assoc., Calif. Opioid Maintenance Providers, Drug Policy Alliance Network. <u>Oppose:</u> None identified. <u>ADPA Recommended Position:</u> None taken.
AB 926 (Amended on 6/12/06)	Chu	Concerns reporting of property ownership changes - prior version would have required the State Department of Alcohol and Drug Programs to study and report on the licensure and/or certification of adult recovery maintenance facilities.	Senate Rules	N/A
AB 1795 (Amended on 5/9/06)	Bermudez	Would impose certain procedures upon the director of the State Department of Social Services or county licensing agency to ensure that the city or county planning authority, as appropriate, of the city or county in which the proposed group home is located, has received notice of the proposed location of the facility.	Senate Approp.	<u>Support:</u> League of California Cities. <u>Oppose:</u> None identified. <u>ADPA Recommended Position:</u> None taken.

BILL	AUTHOR	SUMMARY	STATUS	POSITION
AB 2013 (Introduced on 2/10/06)	Saldana	Would require all surtaxes, penalties, and interest, resulting from the reclassification of an alcoholic beverage from a beer to a distilled spirit, be transferred to a new Youth Alcohol Problem Prevention Fund and appropriated to the Department of Alcoholic Beverage Control and the State Department of Alcohol and Drug Programs for programs designed to reduce the unlawful consumption of alcohol by underage minors.	Assembly Gov. Org. - DEAD	<u>Support:</u> None identified. <u>Oppose:</u> None identified. <u>ADPA Recommended Position:</u> None taken.
AB 2184 (Amended on 4/24/06)	Bogh	Would provide that the state statute governing zoning and conditional use permits for residential care facilities for six or fewer persons would not prohibit adoption of local ordinances dealing with health, safety, building, or environmental impact standards applicable to homes or facilities not subject to state licensure.	Senate Human Services	<u>Support:</u> City of Riverside, Corona City Council, League of California Cities. <u>Oppose:</u> City of Lakewood, Protection and Advocacy, Inc. NAMI, Calif. Western Center on Law and Poverty, Inc. <u>ADPA Recommended Position:</u> None taken.
AB 2192 (Introduced on 2/22/06)	Bass	Would provide that certain drug felons are eligible for CalWORKs if they have completed, or are enrolled in, are on waiting lists for, a government-recognized drug treatment program, or meet other specified requirements.	Senate Rules	<u>Support:</u> ACLU, CADPAAC, Calif. Commission on the Status of Women, Calif. Peace Officers' Assoc., County Welfare Directors Assoc. of Calif., NASW-CA, National Center on Youth Law, Western Center on Law & Poverty. <u>Oppose:</u> None identified. <u>ADPA Recommended Position:</u> None taken.
AB 2420 (Amended on 5/26/06)	Lieu	Would require any state agency, board, or commission that collects demographic data on ethnic origin to also use separate collection categories and tabulations for Bangladeshi, Fijian, Hmong, Indonesian, Malaysian, Pakistani, Sri Lankan, Taiwanese, Thai, Tongan, other Asian, and other Pacific Islander.	Senate Rules	<u>Support:</u> Asian Americans for Civil Rights and Equality (sponsor), Asian and Pacific Islander American Health Forum, Asian Community Mental Health Services, National Asian Pacific American Families Against Substance Abuse, National Council on Crime and Delinquency. <u>Oppose:</u> None identified. <u>ADPA Recommended Position:</u> None taken.
AB 3005 (Amended on 5/2/06)	Emmerson	Would permit a city and county to submit to the Director of the Department of Social Services additional documentation and evidence regarding the siting of a proposed residential care facility designed for 6 or fewer residents; allow the Director, after reviewing the documentation submitted, to suggest that the applicant consider alternative siting locations.	Assembly Approp. - DEAD	<u>Support:</u> League of California Cities. <u>Oppose:</u> Protection and Advocacy, Inc., Western Center on Law and Poverty, Inc. <u>ADPA Recommended Position:</u> None taken.

BILL	AUTHOR	SUMMARY	STATUS	POSITION
AB 3006 (Introduced on 2/24/06)	Emmerson	Would require the State Department of Alcohol and Drug Programs to maintain on its Internet website a searchable database of the location of each alcoholism or drug abuse recovery or treatment facility that is licensed by the department.	Assembly Health - DEAD	<u>Support:</u> None identified. <u>Oppose:</u> None identified. <u>ADPA Recommended Position:</u> None taken.
AB 3007 (Amended on 5/2/06)	Emmerson	Would provide that it is policy of the state to prevent over-concentration of adult alcoholism or drug abuse recovery or treatment facilities that impair the integrity of residential neighborhoods; require the State Department of Alcohol and Drug Programs to deny an application for a new facility license, if the department determines that the facility would be separated from an existing facility by a distance of 300 feet or less.	Assembly Approp. - DEAD	<u>Support:</u> League of California Cities, Malibu City Council, Burbank City Council, City of Moreno Valley. <u>Oppose:</u> California Association of Addiction Recovery Resources, CADPAAC. <u>ADPA Recommended Position:</u> None taken.
SB 803 (Amended on 6/8/06)	Ducheny	Would make revisions to the SACPA to, among other things, authorize the court to order up to 2 six-month extensions of treatment services; require drug testing as a condition of probation; authorize the court to impose limited sanctions, including incarceration as a tool to enhance treatment compliance; and prohibit funds to be used for drug court-related treatment or probation supervision.	Assembly Public Safety	<u>Support:</u> CAADPE, CADPAAC, Calif. Narcotic Officers' Assoc.; Calif. Judges' Assoc.; Calif. Public Defenders' Assoc., LA County Board of Supervisors. <u>Oppose:</u> Drug Policy Alliance, Calif. Society of Addiction Medicine. <u>ADPA Recommended Position:</u> Support.
SB 840 (Amended on 7/12/05)	Kuehl	Would create the California Health Insurance System, a single payer health care system, administered by the California Health Insurance Agency to provide health care benefits, including substance abuse treatment services to all California residents.	Assembly Rules	<u>Support:</u> LA County Board of Supervisors, Calif. Public Health Assoc., Calif. Mental Health Association. <u>Oppose:</u> America's Health Insurance Plans, Calif. Assoc. of Health Plans. <u>ADPA Recommended Position:</u> None taken.
SB 1180 (Amended on 6/13/06)	Migden	Would require the Secretary of the California Health and Human Services Agency to issue a legislative report identifying and summarizing the most recent research, data, and other information on alcoholic beverage use by underage youth as described; require the report to include recommendations to prevent underage drinking.	Assembly Health	<u>Support:</u> Attorney General Lockyer, Calif. Medical Assoc., Calif. State PTA, Alcohol Policy Network of Alameda County, various advocacy and provider groups. <u>Oppose:</u> None identified. <u>ADPA Recommended Position:</u> None taken.

BILL	AUTHOR	SUMMARY	STATUS	POSITION
SB 1288 (Amended on 5/26/06)	Cedillo	Would require that residential drug and alcohol treatment and other services in the Youth Treatment Guidelines for minors 12 years of age and older be covered benefits under the Medi-Cal Drug Treatment Program, regardless of the availability of federal financial participation.	Assembly Health	<u>Support:</u> LA County Board of Supervisors, CAADAC, Calif. Medical Assoc., Calif. Mental Health Directors Assoc., Calif. Probation, Parole & Correctional Assoc., CADPAAC, Drug Policy Alliance, Juvenile Court Judges of Calif. <u>Oppose:</u> Citizens Commission on Human Rights, established by Church of Scientology. <u>ADPA Recommended Position:</u> Support.
SB 1319 (Amended on 5/2/06)	Cedillo	Would prohibit hospitals, medical facilities, law enforcement agencies, and employees of the hospitals, facilities, and agencies from transporting a person in need of support services, as specified, to the location of support service providers without first confirming the support service provider has space for the person and that the person agrees to be transported; authorize a civil action against the hospital, medical facility, law enforcement agency or employees of the hospital facility, or agency for preventive relief, as specified.	Senate Approp. - DEAD	<u>Support:</u> American Federation of State County and Municipal Employees, AFL-CIO, City of Santa Monica. <u>Oppose:</u> California Hospital Association. <u>ADPA Recommended Position:</u> None taken.
SB 1323 (Amended on 5/17/06)	Cedillo	Would appropriate \$350,000 to the State Department of Mental Health for allocation to the County of Los Angeles, at the consent of the county, to fund one deputy probation officer to work, in conjunction with the Los Angeles County Superior Court and others, on a 5-year Prototype Court Pilot Program for nonviolent felony offenders who have been identified as having both serious mental health and substance abuse problems.	Senate Approp. - DEAD	<u>Support:</u> L.A. County Board of Supervisors, Calif. Mental Health Directors Association, L.A. County Department of Mental Health, Lambda Letters Project, L.A. County Sheriff's Department; L.A. County District Attorney's Office; City of Santa Monica. <u>Oppose:</u> None identified. <u>ADPA Recommended Position:</u> None taken.
SB 1500 (Amended on 6/8/06)	Speier	Would require the State Department of Alcohol and Drug Programs to develop and implement a statewide campaign designed to deter initial and continued use of methamphetamine in California; authorize the department to accept voluntary contributions in cash or in-kind, for purposes of this bill.	Assembly Approp.	<u>Support:</u> Calif. Narcotics Officers' Assoc., California Peace Officers' Assoc., Calif. Police Chiefs Assoc., CADPAAC, CRC Health Group. <u>Oppose:</u> None identified. <u>ADPA Recommended Position:</u> None taken.

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**\*\* Bills and legislative bill analyses may be accessed at [www.leginfo.ca.gov](http://www.leginfo.ca.gov).**